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# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket 960296.97273

First Inventor Eric W. Triplett

Title BIOLOGICAL CONTROL OF CROWN GALL

Express Mail Label No. ET317199969US

## APPLICATION ELEMENTS

See MPEP Chapter 600 concerning utility patent application contents.

ADDRESS TO: Commissioner for Patents  
Box Patent Application  
Washington, D.C. 20231

1. ☒ Fee transmittal Form  
(Submit an original and a duplicate for fee processing)

2. ☐ Applicant claims small entity status  
See 37 CFR 1.27.

3. ☒ Specification (Total Pages 19)  
(preferred arrangement set forth below)

- Descriptive title of the invention
- Cross References to Related Applications
- Statement Regarding Fed Sponsored R&D
- Reference to sequence listing, a table or a computer program listing appendix
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description
- Claim(s)
- Abstract of the Disclosure

4. ☒ Drawing(s) (35 USC 113) (Total Sheets 2)

5. Oath or Declaration (Total Pages 3)

- a. ☒ Newly executed (original or copy)
- b. ☐ Copy from prior Application (37 CFR 1.63(d))  
(for continuation/divisional with Box 17 completed)
- i. ☐ DELETION OF INVENTOR(S)  
Signed Statement attached deleting inventor(s)  
named in prior application, see 37CFR 1.63(d)(2)  
and 1.33(b).

6. ☐ Application Data Sheet. See 37 CFR 1.76

7. ☐ CD-ROM or CD-R in duplicate, large table or  
Computer Program (Appendix)

8. Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)

- a. ☒ Computer Readable Form (CRF)
- b. Specification Sequence Listing on
  - i. ☐ CD-ROM or CD-R (2 Copies); or
  - ii. ☒ Paper
- c. ☒ Statements verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

- 9. ☐ Assignment Papers (cover sheet & documents)
- 10. ☐ 37 CFR 3.73(b) Statement ☐ Power of Attorney  
(where there is an assignee)
- 11. ☐ English Translation Document (if applicable)
- 12. ☒ Information Disclosure Statement (IDS)/PTO-1449 ☒ Copies of IDS Citations
- 13. ☐ Preliminary Amendment
- 14. ☒ Return receipt postcard (MPEP 503)  
(Should be specifically itemized)
- 15. ☐ Certified copy of priority Document(s)  
(if foreign priority is claimed)
- 16. ☐ Other:

17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information: and in a preliminary amendment or in an Application Data Sheet under 37 CFR 1.76

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application no. \_\_\_\_\_  
Prior application information: Examiner: \_\_\_\_\_ Group/Art Unit: \_\_\_\_\_

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 18. CORRESPONDENCE ADDRESS

☐ Customer Number or Bar Code Label (Insert Customer No. or Attach bar code label here) or ☒ Correspondence address below

NAME David M. Kettner

Quarles & Brady LLP

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COUNTRY USA

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FAX 608/251-9166

Name David M. Kettner

Registration No. (Attorney/Agent)

45,589

Signature

Date: August 10, 2001

**FEE TRANSMITTAL**

Patent fees are subject to annual revision on October 1.  
These are the fees effective November 10, 1998.  
Small Entity payments must be supported by a small entity statement  
otherwise large entity fees must be paid, See Forms PTO/SB/09-12

Complete if Known

TOTAL AMOUNT OF PAYMENT \$ 850.00

Application Number	
Filing Date	herewith
First Named Inventor	Triplett
Group Art Unit	
Examiner Name	
Attorney Docket Number	960296.97273

**METHOD OF PAYMENT (check one)**

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number

17-0055

Deposit Account Name

Quarles &amp; Brady LLP

☒

Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

☐

Charge the Issue Fee Set in 37 CFR 1.18 at the Mailing of the Notice of Allowance, 37 CFR 1.311(b)

2. ☐ Payment Enclosed:☐

Check

☐

Money Order

☐

Other

**FEE CALCULATION (fees effective 11/10/98)****1. FILING FEE**

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
101	760	201	380	Utility filing fee	760.00
105	310	206	155	Design filing fee	
107	480	207	240	Plant filing fee	
108	760	208	380	Reissue filing fee	
114	150	214	75	Provisional filing fee	760.00

SUBTOTAL (1) (\$760.00)

**2. CLAIMS**

Total Claims	Extra	Fee from below	Fee Paid
25	-20**= 5	X 18	= 90.00
Independent Claims	3	-3**= 0	X = 0.00
Multiple Dependent Claims			=

\*\* or number previously paid, if greater. For reissues see below

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description
103	18	203	09	Claims in excess of 20
102	78	202	39	Independent claims in excess of 3
104	260	204	130	Multiple dependent claim
109	78	209	39	**Reissue independent claims over original patent
110	18	210	09	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$90.00)

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for reexamination	
112	920	112	920	Requesting publication of SIR prior to Examiner action	
113	1,840	113	1,840	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	380	216	190	Extension for reply within second month	
117	870	217	435	Extension for reply within third month	
118	1,360	218	680	Extension for reply within fourth month	
128	1,850	228	925	Extension for reply within fifth month	
119	300	219	150	Notice of Appeal	
120	300	220	150	Filing a brief in support of an appeal	
121	260	221	130	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive unavoidably abandoned application	
141	1,210	241	605	Petition to revive unintentionally abandoned application	
142	1,210	242	605	Utility issue fee (or reissue)	
143	430	243	215	Design issue fee	
144	580	244	290	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	240	126	240	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	760	246	380	Filing a submission after final rejection (37 CFR 1.129(a))	
149	760	249	380	For each additional invention to be examined (37 CFR 1.129(b))	

Other fee (specify)

Other fee (specify)

SUBTOTAL (3) (\$)

\* Reduced by Basic Filing Fee Paid

**SUBMITTED BY**

Typed or Printed Name

David M. Kettner

Signature

Date

August 10, 2001

**Complete (if applicable)**

Reg. Number

45,589

Deposit Account User ID

17-0055